IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

APPEAL FROM ORDER NO.884 OF 2004
IN
CHAMBER SUMMONS NO.321 OF 2004
IN
EXECUTION APPLICATION NO.479 OF 2002
IN
SUIT NO.473 OF 1983

Harjit Singh Kohli)..Appellant (Org.Plaintiff)

Versus

Premkumar Kohli and others)..Respondents (Org.Defendants)

Mrs.Vaishali Choudhari for the Appellant.

Mr.Vrishab Shah i/b.Mrs.P.K.Shah for the Respondents.

CORAM: SMT.NISHITA MHATRE, J.

DATED: 22ND NOVEMBER 2004

P.C.:

. This Appeal From Order is not maintainable. Therefore, the learned Advocate for the Appellant seeks to withdraw the Appeal From Order with liberty to file appropriate proceedings.

2. Appeal From Order allowed to be withdrawn and dismissed as such. Liberty as prayed for granted.

3. The learned Advocate for the Appellant also seeks stay of the order of the trial Court till such time as

the appropriate proceedings are filed.

4. The status quo as of today will continue for a further period of two weeks within which time the appropriate remedy should be invoked by the Appellant.

5. In view of the Appeal From Order being withdrawn, nothing survives in Civil Application No.1214 of 2004 and the same is disposed of accordingly.